



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION IX
75 Hawthorne Street
San Francisco, CA 94105-3901

COPY

AUG 12 1998

Dean Mike
Tribal Chairman
Twenty-Nine Palms Band of Mission Indians
46-200 Harrison Place
Coachella, CA 92236

Re: GA-999740-01-1
General Assistance Program

Dear Mr. Mike:

The United States Environmental Protection Agency (EPA) is pleased to offer an Amendment to your Assistance Agreement for the program described on the enclosed Assistance Amendment. Please review the terms and conditions of the initial award as well as any new terms and conditions which may have been added.

It is important to note that this Assistance Amendment is subject to Federal Regulations which have previously been furnished to you. If you wish to accept this offer, please sign and date both copies of the enclosed Assistance Amendment and return one copy to the Grants Program, PMD-7, within three weeks of receipt. A copy of this Amendment is being forwarded to your staff.

Block 14 of the initial Assistance Agreement shows the EPA personnel who will be working with you and your staff. If you or your staff have any questions of a programmatic nature, please contact your EPA Project Officer. Questions relating to administrative or fiscal matters should be directed to your EPA Grants Specialist.

Sincerely,

A handwritten signature in black ink, appearing to read "Enrique M. Manzanilla", is written over the typed name.

Enrique Manzanilla
Director
Cross Media Division

Enclosures

cc: Dr. Marshall Cheung, 29 Palms (w/attach)

U.S. ENVIRONMENTAL PROTECTION AGENCY
EPA ASSISTANCE AGREEMENT / AMENDMENT
PART I - ASSISTANCE NOTIFICATION INFORMATION

1. ASSISTANCE ID NO.
GA999740-01-1

3. DATE OF AWARD
AUG 05 1998

2. LOG NUMBER
09-GA-030

4. MAILING DATE
AUG 12 1998

5. AGREEMENT TYPE

Cooperative Agreement ☐Grant Agreement ☐Assistance Amendment ☒

6. PAYMENT METHOD

☒ Advance☐ Reimbursement☐ ACH Number

Send Payment Request to:

GRANTS MGMT OFFICE (PMD-7)

7. TYPE OF ACTION

INCREASE REVISION

8. RECIPIENT

TWENTY-NINE PALMS BAND OF MISSION IND.
 46-200 HARRISON PLACE
 COACHELLA, CA 92236

9. PAYEE

SAME AS ITEM 8.

EIN NO.

93-1175797

CONGRESSIONAL DISTRICT
44

10. RECIPIENT TYPE

INDIAN TRIBAL GOVERNMENT

11. PROJECT MANAGER AND TELEPHONE NO.

CHEUNG, MARSHALL K.

12. CONSULTANT (WWT Construction Grants only)

N/A

(760) 775-4227

13. ISSUING OFFICE (CITY / STATE)

POLICY AND MANAGEMENT DIVISION
 U.S. EPA, REGION 9
 GRANTS MANAGEMENT OFFICE, PMD-7
 75 HAWTHORNE STREET
 SAN FRANCISCO, CA 94105

14. EPA PROJECT / STATE OFFICER AND TELEPHONE NO.

SOCKABASIN, N, EPA PROJECT OFFICER
 75 HAWTHORNE STREET
 SAN FRANCISCO, CA 94105 (415) 744-2209
 CHIU, SUSAN
 GRANTS SPECIALIST (415) 744-1706

15. EPA CONGRESSIONAL LIAISON & PHONE

BARBARA BROOKS, (202) 260-5660

16. STATE APPL ID (Clearinghouse)

N/A

17. SCIENCE FIELD

NA

18. PROJECT STEP (WWT Construction Grants Only)

N/A

19. STATUTORY AUTHORITY

INDIAN ENVIR GENERAL ASST PROG
 ACT 1992

20. REGULATORY AUTHORITY

40 CFR PTS 31, 35 SUBPT
 Q

21. STEP 2 + 3 & STEP 3 (WWT Construction Grants Only)

a. Treatment Level

b. Project Type

N/A

c. Treatment Process

d. Sludge Disposal

22. PROJECT TITLE AND DESCRIPTION

GENERAL ASSISTANCE PROGRAM

This amendment increases the total approved EPA assistance amount by \$101,378, from \$75,000 to the revised total of \$176,378, to support workplan activities through 08/18/99.

23. PROJECT LOCATION (Areas Impacted by Project)

City / Place

29 PALMS INDIAN RESERV.

County

RIVERSIDE

State

CA

Congressional District

44

24. ASSISTANCE PROGRAM (CFDA Program No. & Title)

Indian Environmental General Asst. Prog.

66.926

25. PROJECT PERIOD

08/18/97 - 08/18/01

26. BUDGET PERIOD

08/18/97 - 08/18/01

27. COMMUNITY POPULATION (WWT Construction Grants Only)

N/A

28. TOTAL BUDGET PERIOD COST

\$176,378

29. TOTAL PROJECT PERIOD COST

\$176,378

FUNDS

FORMER AWARD

THIS ACTION

AMENDED TOTAL

30. EPA Amount This Action	\$75,000	\$101,378	\$176,378
31. EPA In-Kind Amount	0	0	0
32. Unexpended Prior Year Balance	0	0	0
33. Other Federal Funds	0	0	0
34. Recipient Contribution	0	0	0
35. State Contribution	0	0	0
36. Local Contribution	0	0	0
37. Other Contribution	0	0	0
38. Allowable Project Cost	\$75,000	\$101,378	\$176,378

39. FISCAL	Site Name	Document Control Number	FY	Approp.	Budget Organization	Program Element	Object Class	Site/Project	Cost Organization	Obligation / Deobligation
01)		V50G08	98	E	09VA0H3	W1X	41.21			101,378

TABLE A - OBJECT CLASS CATEGORY
(Non-construction)TOTAL APPROVED ALLOWABLE
BUDGET PERIOD COST

1. PERSONNEL	\$128,272
2. FRINGE BENEFITS	13,302
3. TRAVEL	7,500
4. EQUIPMENT	9,270
5. SUPPLIES	3,034
6. CONTRACTUAL	12,000
7. CONSTRUCTION	0
8. OTHER	3,000
9. TOTAL DIRECT CHARGES	\$176,378
10. INDIRECT COSTS: RATE % BASE	0
11. TOTAL (Share: Recipient 0.00% Federal 100.00%)	\$176,378
12. TOTAL APPROVED ASSISTANCE AMOUNT	\$176,378

TABLE B - PROGRAM ELEMENT CLASSIFICATION
(Non-construction)

1.	
2.	
3.	
4.	
5.	
6.	
7.	
8.	
9.	
10.	
11.	
12. TOTAL (Share: Recipient % Federal %)	
13. TOTAL APPROVED ASSISTANCE AMOUNT	

TABLE C - PROGRAM ELEMENT CLASSIFICATION
(Construction)

1. ADMINISTRATION EXPENSE	
2. PRELIMINARY EXPENSE	
3. LAND STRUCTURES, RIGHT-OF-WAY	
4. ARCHITECTURAL ENGINEERING BASIC FEES	
5. OTHER ARCHITECTURAL ENGINEERING FEES	
6. PROJECT INSPECTION FEES	
7. LAND DEVELOPMENT	
8. RELOCATION EXPENSE	
9. RELOCATION PAYMENTS TO INDIVIDUALS AND BUSINESS	
10. DEMOLITION AND REMOVAL	
11. CONSTRUCTION AND PROJECT IMPROVEMENT	
12. EQUIPMENT	
13. MISCELLANEOUS	
14. TOTAL (Lines 1 thru 13)	
15. ESTIMATED INCOME (if applicable)	
16. NET PROJECT AMOUNT (Line 14 minus 15)	
17. LESS: INELIGIBLE EXCLUSIONS	
18. ADD: CONTINGENCIES	
19. TOTAL (Share: Recipient % Federal %)	
20. TOTAL APPROVED ASSISTANCE AMOUNT	

TERMS AND CONDITIONS

The terms and conditions of the initial Assistance Agreement dated 08/18/97 remain in full force and effect. In addition, condition 5 is revised; 10 is deleted; and 11 applies.

5. If a recipient procures equipment, services, supplies, or contracts under an assistance agreement, the recipient agrees and is required to utilize the following six affirmative steps:
 - a. Include qualified Small Business Enterprises (SBEs), Minority Business Enterprises (MBEs), and Women Business Enterprises (WBEs) on solicitation lists;
 - b. Assure that SBEs, MBEs, and WBEs are solicited whenever they are potential sources;
 - c. Divide total requirements, when economically feasible, into small tasks or quantities to permit maximum participation of SBEs, MBEs, and WBEs;
 - d. Establish delivery schedules, where the requirements of the work permit, which will encourage participation by SBEs, MBEs, and WBEs;
 - e. Use the services and assistance of the Small Business Administration and the Minority Business Development Agency, U.S. Department of Commerce, as appropriate; and
 - f. If the prime contractor awards contracts/procurements, require the contractor to take the affirmative steps in subparagraphs a. through e. of this condition.
11. This grant includes the performance of environmental measurements. A Quality Assurance Project Plan (QAPP) must be developed for the activities planned. The EPA guidance document, "Interim Guidelines and Specifications for Preparing Quality Assurance Project Plans" (QAMS-005/80) or any guidance that supersedes this document should be used when preparing the QAPP. The QAPP must be approved by the EPA project officer, the EPA's quality assurance manager, and the recipient's quality assurance manager before measurement activities are undertaken.

SPECIAL CONDITIONS (continued)

PART IV

NOTE: The Agreement must be completed in duplicate and the Original returned to the Grants Administration Division for Headquarters awards and to the appropriate Grants Administration Office for State and local awards within 3 calendar weeks after receipt or within any extension of time as may be granted by EPA. Receipt of a written refusal or failure to return the properly executed document within the prescribed time, may result in the withdrawal of the offer by the Agency. Any change to the Agreement by the recipient subsequent to the document being signed by the EPA Award Official, which the Award Official determines to materially alter the Agreement, shall void the Agreement.

OFFER AND ACCEPTANCE

The United States of America, acting by and through the U.S. Environmental Protection Agency (EPA), hereby offers assistance/amendment to the TWENTY-NINE PALMS BAND OF MISSION IND. for 100.00% of all approved costs incurred up to and not exceeding \$ 176,378 for the support of approved budget period effort described in application (including all application modifications) cited in Item 22 of this Agreement

06/10/97 GENERAL ASSISTANCE PROGRAM, Included herein by reference.
DATE AND TITLE

ISSUING OFFICE (Grants Administration Office)

ORGANIZATION / ADDRESS
U.S. EPA, REGION 9
GRANTS MANAGEMENT OFFICE, PMD-7
75 HAWTHORNE STREET
SAN FRANCISCO, CA 94105

AWARD APPROVAL OFFICE

ORGANIZATION / ADDRESS
U.S. EPA, REGION 9
CROSS MEDIA DIVISION, CMD-1
75 HAWTHORNE STREET
SAN FRANCISCO, CA 94105

THE UNITED STATES OF AMERICA BY THE U.S ENVIRONMENTAL PROTECTION AGENCY

SIGNATURE OF AWARD OFFICIAL

TYPED NAME AND TITLE

ENRIQUE MANZANILLA

DATE

AUG 05 1998

DIRECTOR, CROSS MEDIA DIVISION

This agreement is subject to applicable U.S. Environmental Protection Agency statutory provisions and assistance regulations. In accepting this award or amendment and any payments made pursuant thereto, (1) the undersigned represents that he is duly authorized to act on behalf of the recipient organization, and (2) the recipient agrees (a) that the award is subject to the applicable provisions of 40 CFR Chapter I, Subchapter B and of the provisions of this agreement (Parts I thru IV), and (b) that acceptance of any payments constitutes an agreement by the payee that the amounts, if any found by EPA to have been overpaid will be refunded or credited in full to EPA.

BY AND ON BEHALF OF THE DESIGNATED RECIPIENT ORGANIZATION

SIGNATURE

TYPED NAME AND TITLE

DEAN MIKE

DATE

TRIBAL CHAIRMAN

Blank section at the top of the page.

Blank section in the middle of the page.

Blank section at the bottom of the page.

FINANCIAL ASSISTANCE APPLICATION

DATE: 7/2/98

TO: <u>Barney Suckewasin</u>	MAIL CODE: <u>CHD-3</u>
CERTIFIED PROJECT OFFICER YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>	**
CC: _____ (Supervisor)	

FROM: Susan Chiu, Grants Specialist
Grants Management Office, PMD-7

APPLICANT Twenty Nine Palms Band of Mission Indians

GRANT I.D.# GA-999740-01-1 PROGRAM GAP

Attached is an application from the above-mentioned applicant. Please prepare a Project Officer Decision Memo routed through your immediate supervisor, through the Quality Assurance Program, to the Chief, Grants Management Office.

(For a copy of the Model Project Officer Decision Memo, please call Martha Villarreal at 744-1704 or Fareed Ali at 744-1611).

The Project Officer Decision Memo should address the issues mentioned below, as applicable:

- Approval of Work Plan/Program Objectives and specific amount of Federal funding;
- Reflect appropriate Statutory Authority, Delegation of Authority, and Acquisition vs Assistance.
- Itemized Equipment Approval and Amount(s).
(If AIR recipient, specific identification of AMD approved nonrecurrent expenditures);
- Quality Assurance (QA) Plan approval date or a statement that a QA plan is unnecessary (all PO decision memos need to be signed by QAP, PMD-3);
- Narrative of specific programmatic special conditions to be placed in cooperative agreement;
- Other issues specific to this program and/or award.

In addition, please attach a copy of the Commitment Notice or a copy of the request to the Division's Administrative Unit.

For continuing programs, formal written notice of application status from EPA to the recipient is expected within 45 days of application and a final decision is required by regulation within 60 days.

** BASED ON NATIONAL POLICY, GRANT PROJECT OFFICERS MUST BE CERTIFIED. OUR RECORDS SHOW THAT YOU ARE NOT A CERTIFIED PROJECT OFFICER. PLEASE SUBMIT YOUR DECISION MEMO AND COMMITMENT NOTICE FROM A CERTIFIED PROJECT OFFICER.

revised 11/20/97

APPLICATION FOR FEDERAL ASSISTANCE

1. TYPE OF SUBMISSION Application

- ☐ Construction
☒ Non-Construction

Preapplication

- ☐ Construction
☐ Non-Construction

2. DATE SUBMITTED

6-30-98

Applicant Identifier

3. DATE RECEIVED BY STATE

State Application Identifier

4. DATE RECEIVED BY FEDERAL AGENCY

Federal Identifier

5. APPLICANT INFORMATION

Legal Name: **Twenty-Nine Palms Band of Mission Indians**

Address (give city, county, state, and zip code):

**46-200 Harrison Place
Coachella, CA 92236**

Organizational Unit: **Tribal EPA**

Name and telephone number of the person to be contacted on matters involving this application (give area code)

Marshall K. Cheung, Ph.D. (760)775-4227

6. EMPLOYER IDENTIFICATION (EIN):

93-1175797

8. TYPE OF APPLICATION:

- ☐ New ☒ Confirmation ☐ Revision

If Revision, enter appropriate letter(s) in box(es): ☐ ☐

- A. Increase Award B. Decrease Award
C. Increase Duration D. Decrease Duration
Other Specify: _____

7. TYPE OF APPLICANT: (enter appropriate letter here) **K**

- A. State H. Independent School District
B. County I. State Controlled Institution of Higher Learning
C. Municipal J. Private University
D. Township K. Indian Tribe
E. Interstate L. Individual
F. Intermunicipal M. Profit Organization
G. Special District N. Other (Specify): _____

9. NAME OF FEDERAL AGENCY: **U.S. EPA - Region 9**

11. DESCRIPTIVE TITLE OF APPLICANT'S PROJECT:

General Assistance Program

10. CATALOG OF FEDERAL

DOMESTIC ASSISTANCE NUMBER: **66-926**

TITLE: **Indian Environmental General Assistance
Program (B)**

12. AREAS AFFECTED BY PROJECT (cities, counties, states, etc.):

**California, Riverside County, 29 Palms Indian Reservation,
City of Coachella**

13. PROPOSED PROJECT:

Start Date

8-18-98

End Date

8-17-99

14. CONGRESSIONAL DISTRICT OF:

a. Applicant: **44**

b. Project **44**

15. Estimated Funding:

a. Federal	\$	101,378
b. Applicant	\$	
c. State	\$	
d. Local	\$	
e. Other	\$	
f. Program Income	\$	
g. TOTAL	\$	101,378

16. IS APPLICATION SUBJECT TO REVIEW BY STATE EXECUTIVE ORDER 12372 PROCESS?

a. YES. THIS PREAPPLICATION/APPLICATION WAS MADE AVAILABLE TO THE STATE EXECUTIVE ORDER 12372 PROCESSES FOR REVIEW ON:

DATE _____

b. NO

c. ☒ PROGRAM IS NOT COVERED BY E.O. 12372

☐ OR PROGRAM HAS NOT BEEN SELECTED BY STATE FOR REVIEW

17. IS THE APPLICANT DELINQUENT ON ANY FEDERAL DEBT?

☐ Yes If "Yes" attach an explanation.

☒ No

18. TO THE BEST OF MY KNOWLEDGE AND BELIEF. ALL DATA IN THIS APPLICATION/PREAPPLICATION ARE TRUE AND CORRECT, THE DOCUMENT HAS BEEN DULY AUTHORIZED BY THE GOVERNING BODY OF THE APPLICANT AND THE APPLICANT WILL COMPLY WITH THE ATTACHED ASSURANCES IF THE ASSISTANCE IS AWARDED.

a. Typed Name of Authorized Representative: **Dean Mike**

b. Title: **Tribal Chairman**

c. Telephone Number

(760)775-5566 ext. 111

d. Signature of Authorized Representative

Dean Mike

d. Date Signed

6-30-98

SECTION C - NON-FEDERAL RESOURCES

(a) Grant Program	(b) Applicant	(c) State	(d) Other Sources	(e) TOTALS
8.	\$	\$	\$	0.00
9.				0.00
10.				0.00
11.				0.00
12. TOTAL (sum of lines 8 and 11)	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00

SECTION D - FORECASTED CASH NEEDS

	(Total for 1st Year)	1st Quarter	2nd Quarter	3rd Quarter	4th Quarter
13. Federal	\$ 101,378	\$ 27,220	\$ 24,720	\$ 24,720	\$ 24,718
14. NonFederal	0.00	0.00	0.00	0.00	0.00
15. TOTAL (sum of lines 13 and 14)	\$ 101,378	\$ 27,220	\$ 27,220	\$ 27,220	\$ 24,718

SECTION E - BUDGET ESTIMATES OF FEDERAL FUNDS NEEDED FOR BALANCE OF THE PROJECT

(a) Grant Program	FUTURE FUNDING PERIODS (Years)			
	(b) First	(c) Second	(d) Third	(e) Fourth
16. GAP	\$ 101,378	\$ 110,000	\$ 121,000	\$
17.				
18.				
19.				
20. TOTALS (sum of lines 16 - 19)	\$ 101,378	\$ 110,000	\$ 121,000	\$ 0.00

SECTION F - OTHER BUDGET INFORMATION

(Attach additional sheets if necessary)

21. Direct Charges:	\$	101,378	22. Indirect Charges:
23. Remarks:			

Enter Total Program Costs, i.e., Federal and Non-Federal Funds Combined

(Attach Separate Sheet(s) if necessary)

[illegible]

2

\$2,500

SF 424B (4-88) Back

BUDGET CATEGORIES INFORMATION (FROM SF424A, SECTION B TOTALS)

Enter Total Program Costs, i.e., Federal and Non-Federal Funds Combined

(Attach Separate Sheet(s) if necessary)

Object Class Categories

d. Equipment: (1) List each item costing \$5,000 or more to be purchased for this project;		
SUB-TOTAL		0
(2) List items costing less than \$5,000. You may list the items by groups, as appropriate.		
Computer and Software		2,500
SUB-TOTAL		2,500
COMBINED EQUIPMENT TOTAL		2,500
e. Supplies: List by groups, as appropriate.		
Office Supplies		2,035
SUPPLIES TOTAL		2,035

BUDGET CATEGORIES INFORMATION (FROM SF424A, SECTION 2 TOTALS)

Enter Total Program Costs, i.e., Federal and Non-Federal Funds Combined

(Attach Separate Sheet(s) if necessary)

Object Class Categories

f. CONTRACTUAL: List each planned contract separately, type of services to be procured, proposed procurement method (i.e. small purchase, formal advertising, competitive negotiations or non-competitive negotiations) and the estimated cost. Also, please indicate if the proposed contract performance period will go beyond the budget period of assistance for which this application is submitted.	
COMBINED CONTRACTUAL TOTAL	\$ 0.00
g. CONSTRUCTION (N/A)	
h. OTHER: Explain by major categories any items not included in above standard budget categories. Caution: Do not include or proposed as a direct project cost, any cost that is indirect in nature (see OMB Circular A-87) or is included in the indirect cost pool on which the indirect cost rate (item j) is based.	
OTHER TOTAL	\$ 0.00
i. TOTAL DIRECT CHARGES: (Sum of Items a. through h.)	\$ 101,378
j. INDIRECT COSTS: (Attach a copy of your latest indirect cost agreement)	\$ 0.00
k. TOTAL PROPOSED PROGRAM COSTS (Sum of Items i. and j.)	\$ 101,378
SHARE: FEDERAL 100 % GRANTEE %	\$ 101,378

KEY PEOPLE LIST

Please show street address as well as Post Office Box Number where applicable.

AGENCY DIRECTOR

Individual who is authorized to sign the assistance agreement application and award acceptance).

Name: Dean Mike
Title: Tribal Chairman
Address: 46-200 Harrison Place
Coachella, CA 92236

Telephone: (760) 775-5566 ext. 111

PROGRAM DIRECTOR

Technical program director, generally the same individual as the "contact person" in block #5 of the application).

Name: Marshall K. Cheung, Ph.D.
Title: Environmental Coordinator
Address: Tribal EPA
46-600 Harrison Place
Coachella, CA 92236

Telephone: (760) 775-4227

FINANCE DIRECTOR

(This is the person who is responsible for (1) maintaining the accounting/financial management system supporting grant expenditures; (2) preparing financial reports; and (3) maintaining the Letter of Credit. If any of these responsibilities are located in another office, please so indicate by showing below the name(s), title(s) organization name(s), address and telephone.)

Name: Marshall K. Cheung, Ph.D.
Title: Environmental Coordinator
Address: Tribal EPA
46-600 Harrison Place
Coachella, CA 92236

Telephone: (760) 775-4227

ASSURANCES-NON-CONSTRUCTION PROGRAMS

OMB Approval No. 0348-0040

Note: Certain of these assurances may not be applicable to your project or program. If you have questions, please contact the awarding agency. Further, certain Federal awarding agencies may require applicants to certify to additional assurances. If such is the case, you will be notified.

As the duly authorized representative of the applicant, I certify that the applicant:

1. Has the legal authority to apply for Federal assistance, and the institutional, managerial and financial capability (including funds sufficient to pay the non-Federal share of the project costs) to ensure proper planning, management and completion of the project described in this application.
2. Will give the awarding agency, the Comptroller General of the United States, and if appropriate, the State, through any authorized representative, access to and the right to examine all records, books, papers, or documents related to the award; and will establish a proper accounting system in accordance with generally accepted accounting standards or agency directives.
3. Will establish safeguards to prohibit employees from using their positions for a purpose that constitutes or presents the appearance of personal or organizational conflict of interest, or personal gain.
4. Will initiate and complete the work within the applicable time frame after receipt of approval of the awarding agency.
5. Will comply with the Intergovernmental Personnel Act of 1970 (42 U.S.C. §§ 4728-4763) relating to prescribed standards for merit systems for programs funded under one of the nineteen statutes or regulations specified in Appendix A of OPM's Standards for a Merit System of Personnel Administration (5 C.F.R. 900, Subpart F).
6. Will comply with all Federal statutes relating to nondiscrimination. These include but are not limited to: (a) Title VI of the Civil Rights Act of 1964 (P.L. 88-352) which prohibits discrimination on the basis of sex; (c) Section 504 of the Rehabilitation Act of 1973, as amended (29 U.S.C. § 795), which prohibits discrimination on the basis of handicaps; (d) the Age Discrimination Act of 1975; as amended (42 U.S.C. §§ 6101-6107), which prohibits discrimination on the basis of age; (e) the Drug Abuse Office and Treatment Act of 1972 (P.L. 92-255), as amended, relating to nondiscrimination on the basis of drug abuse; (f) the Comprehensive Alcohol Abuse and Alcoholism Prevention, Treatment and Rehabilitation Act of 1970 (P.L. 91-616), as amended, relating to nondiscrimination on the basis of alcohol abuse or alcoholism; (g) §§ 523 and 527 of the Public Health Service Act of 1912 (42 U.S.C. 290 dd-3 and 290 ee-3), as amended, relating to confidentiality of alcohol and drug abuse patient records; (h) Title VIII of the Civil Rights Act of 1968 (42 U.S.C. § 3601 et seq.), as amended, relating to nondiscrimination in the sale, rental or financing of housing; (i) any other nondiscrimination provisions in the specific statute(s) under which application for Federal assistance is being made and (j) the requirements of any other nondiscrimination statute(s) which may apply to the application.
7. Will comply, or has already complied, with the requirements of Titles II and III of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (P.L. 91-646) which provide for fair and equitable treatment of persons displaced or whose property is acquired as a result of Federal or federally assisted programs. These requirements apply to all interests in real property acquired for project purposes regardless of Federal participation in purchases.
8. Will comply with the provision of the Hatch Act (5 U.S.C. §§ 1501-1508 and 7324-7328) which limit the political activities of employees whose principal employment activities are funded in whole or in part with Federal funds.
9. Will comply, as applicable, with the provisions of the Davis-Bacon Act (40 U.S.C. §§ 276a-7), the Copeland Act (40 U.S.C. §§ 874), and the Contract Work Hours and Safety Standards Act (40 U.S.C. §§ 327-333), regarding labor standards for federally assisted construction subagreements.

AUTHORIZED FOR LOCAL REPRODUCTION

Standard Form 424B (4-88)
Prescribed by OMB Circular A-102

Twenty-Nine Palms Band of Mission Indians FY 98-99 Indian Environmental General Assistance Program Project Proposal

The Twenty-Nine Palms Band of Mission Indians participated in the Indian Environmental General Assistance Program for fiscal year 1997. Following is a list of project objectives and a discussion of progress made during our first year.

1. *To establish a Tribal Environmental Protection Agency Office for developing technical and legal capacity to effectively manage and protect the Tribe's natural resources.*

A Tribal Environmental Protection Agency Office was established under the 1997 General Assistance Program. This office is under the jurisdiction of the Tribal Chairman, Dean Mike, and the Tribal Council. A Tribal Environmental Coordinator, Marshall K. Cheung, Ph.D., was hired to coordinate and direct Tribal environmental protection programs. Additional staffing was provided from existing Tribal personnel to help with initial administrative and secretarial needs of the newly formed office. In addition, an Emergency Services Office was created to oversee the development of emergency planning and response programs for the tribe. An Emergency Services Coordinator, Anthony Coletta from the tribe's Public Safety Department, will run this office which will also be under the jurisdiction of the Chairman and Tribal Council. The offices of Emergency Services and the Tribal EPA will work closely together to develop comprehensive chemical emergency plans and to work towards meeting objectives set forth in SARA Title III.

2. *To plan, develop and establish administrative capability to manage environmental protection programs administered by the Tribal EPA.*

Administrative procedures have been established that are designed to efficiently and effectively manage all environmental programs that are administered by the Tribal EPA. The Tribal EPA Coordinator is overseeing, maintaining, and updating these procedures in order to ensure compliance with all requirements of the U.S. EPA and other Federal agencies. Procedures were developed for Grant management that included the creation of all necessary record keeping and accounting systems. A certified public accountant, Robert High, was recruited to certify that current accounting procedures meet all Federal standards. In addition, he is providing accounting support for funds secured through other Federal and non-Federal sources.

3. *To develop a comprehensive Tribal environmental plan which includes program management of water resources, wellhead protection, nonpoint source control, solid waste management, and emergency planning and response programs.*

A draft of the comprehensive Tribal environmental plan is currently being written and a final version should be available by the end of the 1997 fiscal year. Initial environmental assessment of the Twenty-Nine Palms Band of Mission Indians Reservation revealed several important environmental and public health issues. In the order of priorities, these issues are listed as follows:

- a. Degrading groundwater quality
- b. Declining groundwater levels
- c. Declining surface water quality which threatens public health and ecological integrity
- d. Increasing potential for chemical emergencies
- e. Increasing volume of solid wastes generated on the reservation
- f. Decreasing air quality in and around the reservation

The focus of this year's GAP proposal will be on the *three* highest priority issues. These issues are of major concern to the Tribe because of the degradation of the most important natural resource on the Reservation, water. For this reason, there is active interest in developing effective programs to evaluate, protect, and manage Tribal water resources.

4. To conduct public education and outreach.

The Twenty-Nine Palms Band of Mission Indians participate as an active member of the Coachella Valley Water Consortium consisting of four other local Indian tribes:

- *Agua Caliente Band of Cahuilla Indians
- *Augustine Band of Mission Indians
- *Morongo Band of Mission Indians
- *Torres-Martinez Desert Cahuilla Indians

Meetings are held monthly to inform members of pertinent environmental issues, to address environmental concerns of the member, and to help each member develop environmental programs for their reservation. The Consortium is currently in the second year of a four-year EPA sponsored water management project. This project is designed to assist the member tribes to develop their own Water Resource Management Projects that are funded under Section 106 of the Clean Water Act.

5. To investigate potential funding sources.

Active investigation into potential sources of funding was made during the first granting year. In addition to the above mentioned Water Resource Management Project funded under CWA Section 106, successful funding was obtained from the Department of Transportation to initiate a preliminary commodity flow study on the reservation and to provide hazardous material training for Tribal staff.

Currently, funding from FEMA and CWA Section 106 are actively being pursued. It is anticipated that the establishment of a Tribally owned State certified

environmental laboratory would provide a future source of funding to maintain the Tribal EPA infrastructure and to support Tribal environmental programs.

Environmental Needs, Conditions, and Issues to be addressed for GAP FY98

GAP funding during the first year was instrumental in the development of a Tribal Environmental Management Program that included establishing administrative *capability* and building environmental *capacity*. The objectives for the second year will focus on the following six areas listed in their order of priorities:

1. Maintaining and strengthening the administrative infrastructure that supports Tribal environmental protection programs
2. Maintaining and further developing the infrastructure that supports the Tribal EPA
3. Establishing a Tribal environmental testing laboratory
4. Assessing groundwater quality on the Reservation
5. Evaluating surface water quality in the Coachella Valley Stormwater Channel
6. Developing and submitting a water quality management proposal for CWA Section 106 funding

The Tribe has major interests in developing and maintaining effective environmental programs for assessing, protecting, and managing its natural resources. This is indicated by their willingness to contribute significant funds and personnel for the development of a strong infrastructure to support their newly created Tribal EPA. Using Tribal funds, they have provided over 1400 sq. ft. of space to house the Tribal EPA Office, the Emergency Services Office, and the 29 Palms Laboratory. There is also sufficient space for a conference room that will also be used for a classroom. The creation of the Emergency Services Office and its personnel was also from Tribal funds. The Tribe would like to maintain and further develop the Tribal environmental infrastructure that was created in partnership with the U.S. EPA under the 1997 Indian Environmental General Assistance Program.

The major objective of this proposal is to develop Tribal *capability* to assess, protect, and enhance the water resources on Reservation lands. Currently, the Reservation is supplied with municipal water from the Coachella Valley Water District. This represents the sole source of Tribal water. Increasing water demands in the Coachella Valley result in chronic aquifer overdraft and an associated decline in local groundwater levels. The Tribe is very concern about the quality and quantity of its future water supply. For this reason there is a major interest to develop a comprehensive water management program to establish Tribal water rights, to protect Tribal water resources, and to develop an Indian owned and operated water supply system. In addition, there are public health and ecological concerns on degrading surface water quality in the Coachella Valley Stormwater Channel running through the Reservation that the Tribe would like to address.

An initial water quality assessment 305(b) report was developed for the Twenty-Nine Palms Band of Mission Indians under the Clean Water Act Section 106 water quality management program administered by EPA Region 9. The presence of microbial indicators in water flowing into the Coachella Valley Stormwater Channel raises concerns for public health and perturbation of sensitive ecosystems in this area. Based on the results of this assessment, it was recommended that the Tribe develop a routine year round monitoring program for surface water quality in the stormwater channel to determine the extent of these concerns.

In this same report, it was determined that there is a trend towards increasing contamination in the aquifers and decreasing groundwater levels. This is a potential cause of concern because the Tribe is considering using Reservation groundwater to develop an independent drinking water system. It was recommended that the extent of these problems be determined by establishing a Tribal groundwater management program that will evaluate water levels and polluting contaminants that may impact drinking water quality on the Reservation. Preliminary assessment suggests potential sources of ground and surface water pollution from local agricultural, discharges from a nearby wastewater treatment plant, from underground fuel tanks storing petroleum products, and from natural sources in the local geologic formation.

Work Plan for FY98

A detailed tabular work plan and budget proposal is enclosed. Letters from members of the Coachella Valley Water Consortium that confirm their support for the 29 Palms Laboratory are also included. Below is a brief summary of the six (6) basic tasks proposed for fiscal year 1998.

- **Task 1** is to maintain the already developed administrative infrastructure that supports the environmental protection programs administered by the Tribal EPA. Record keeping systems that are in filing cabinets and computer files are maintained and updated. Record keeping systems will be developed for the newly created Tribal laboratory. Time sheets will be maintained for the environmental coordinator and the assistant environmental coordinator.
- **Task 2** is to maintain and further develop the *capacity* of the infrastructure to support the Tribal environmental programs administered by the Tribal EPA. For this task:
 - a. The Tribe ensures timely completion of proposed tasks and submission of quarterly reports.
 - b. The Tribe will meet the GAP 1999 proposal deadline.
 - c. The Tribe has already invested significant resources to establish a Tribal environmental testing laboratory in order to build independent *capacity* for meeting current and future analytical needs. *The purpose of the laboratory is not to produce financial gain for the Tribe.* Any funds generated by the laboratory will be used for supporting Tribal environmental programs.

- **Task 3** is to increase the *capacity* of the laboratory to provide more complete support for current and future Tribal environmental programs. In addition, the laboratory will be used to support the analytical needs of the Coachella Valley Water Consortium. Currently, the Consortium is developing a White River Watershed Protection Program that is supported by funds administered under the Clean Water Act Section 106. Letters of support for the 29 Palms Laboratory by Consortium members is enclosed.
- **Task 4** is to develop programs to assess and protect Tribal groundwater resources. Although extensive data have been compiled in areas adjacent to the Reservation, detailed geologic/hydrologic assessment of the Reservation itself has not been made. Utilizing engineering consultants, a feasibility study is proposed to determine the availability and quality of potential drinking water sources located on the Reservation. The Tribe plans to develop its own water system in the near future. The feasibility study will provide valuable information pertaining to such an endeavor. The GPS unit purchased during the first year will work in conjunction with existing GIS or CAMEO software to provide invaluable support for developing a wellhead protection program for the Tribe. Additionally, a more comprehensive assessment of the Reservation and surrounding areas can be made.
- **Task 5** is to develop programs to assess and protect Tribal surface water resources. Public health and ecological concerns were raised concerning water pollution in the Coachella Valley Stormwater Channel. Major sources of contamination along the Reservation segment of the channel appear to be from agricultural activities and wastewater treatment discharges. Because of the seasonal variations in agricultural and discharge activities, a year round water monitoring program is proposed in order to more accurately determine the extent of these concerns. To ensure that each sample collected during the year is from the same site in this uncharted area of the Reservation, the use of a global positioning system (GPS) is proposed.
- **Task 6** is to investigate potential sources of funding for environmental programs. At the end of fiscal year 1998, the Tribe plans to submit a Water Quality Management Proposal for funding under the Clean Water Act Section 106 program. Pre-qualification material will be gathered during this second fiscal year.

In response to the President's Clean Water Action Plan, we are proposing to prepare and submit a consortium GAP grant to develop the infrastructure for operating a Coachella Valley Indian Watershed Protection Agency. Some of the tasks that the Agency can be involved in are:

1. Run and maintain an administrative office and a supporting laboratory
 - (a) Administer Clean Water Programs analogous to those of the CWA;
 - (b) Administer Safe Drinking Water Programs analogous to those of the SDWA;
2. Develop water quality standards and regulations
3. Develop legal capability for enforcing Tribal ordinances and resolutions concerning water related issues
4. Develop a community outreach program for our water programs Work with local, state, and federal agencies on CV water issues



February 17, 1998

SIX HUNDRED

Mr. Clancy Tenley
U. S. EPA, Region 9
Cross Media Division
75 Hawthorne Street
San Francisco, CA 94105

EAST TAHQUITZ CANYON WAY

PALM SPRINGS

**Re: 29 Palms Band Of Mission Indians Laboratory
Project**

CALIFORNIA

Dear Mr. Tenley:

92262

We, the Agua Caliente Band of Cahuilla Indians, a sovereign Indian Nation, would like to provide this written confirmation of our support for the 29 Palms Laboratory Project located on their portion of the Reservation, located near Indio, California. We believe the proposed laboratory will provide high quality, efficient and cost effective services that would meet many of the current and future environmental testing needs of the Coachella Valley Water Consortium, the Agua Caliente Band of Cahuilla Indians and others.

TELEPHONE
(760) 325-3400

FAX
(760) 325-0593

Very truly yours,

Richard M. Milanovich
Chairman, Tribal Council
**AGUA CALIENTE BAND OF
CAHUILLA INDIANS**

c: Dean Mike, Tribal Chairman,
29 Palms Band of Mission Indians

Marshall Cheung, Ph.D., Environmental Coordinator

TC2064-02-98
RMM:jsw



AUGUSTINE BAND OF MISSION INDIANS

84481 Avenue 54 • Coachella, CA 92236 • (619) 398-4722 • Fax: (619) 398-4922
Chairperson: Maryann Martin

April 29, 1998

Mr. Dean Mike, Chairman
Attention: Marshall Cheung
Twenty-Nine Palms Band of Mission Indians
46-200 Harrison Place
Coachella, CA 92236

Dear Mr. Mike:

Subject: 29 Palms Laboratory

This correspondence is submitted to support the development and operation of the 29 Palms Laboratory. The Augustine Reservation is in the early stages of the development of an environmental protection agency. An important part of environmental program operation is testing. Therefore, we wholeheartedly support your laboratory. Operation of a laboratory by a Tribal entity not only provides credibility to Tribal environmental efforts, but also gives Tribes an important tool to insure a healthy environment for Reservation occupants and neighbors.

Do not hesitate to contact me should you have any questions.

Sincerely,

Maryann Martin, Chairperson

MM:kk

**MORONGO
BAND OF
MISSION
INDIANS**



11581
POTRERO ROAD
BANNING,
CA 92220
P 909-849-4697
F 909-849-4425

April 24, 1998

Marshal Chung
29 Palms Federal Indian Reservation
49-111, Hwy. 111, Suite 5
Coachella, CA 92236

RE: Recommend use of the 29 Palms Water Lab.

Dear Mr. Chung:

I am writing to relate to you that the Morongo Consortium of Coachella Valley tribes is highly interested in the potential use of the lab for water quality testing under our 106 program and perhaps use for safe drinking water purposes should this option be available.

Should you have any questions, please feel free to contact me should you have any questions.

Sincerely,

James J Fletcher
Morongo Consortium

cc: Consortium Members
File

**TORRES MARTINEZ
INDIAN RESERVATION**

TORRES-MARTINEZ DESERT CAHUILLA INDIANS
66-725 Martinez Rd., P.O. Box 1160
Thermal, California 92274
(760) 397-0300
(760) 397-8146 Fax



June 10, 1998

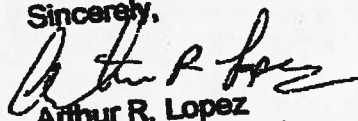
Twenty-nine Palms Band of Mission Indians
Tribal Laboratory – Marshall Chung
46-740 Harrison Street
Coachella, California 92236

RE: Support of Laboratory use – Water Consortium

Dear Mr. Chung:

This letter is in support of the use of the Laboratory for the Water Consortium's water testing. We, the Torres-Martinez Desert Cahuilla Indians, would like to express the need for this Laboratory is of great importance to the Consortium. Our goals are to ensure the best water quality possible for all the Tribes within the Consortium. Therefore, let it be known that we, the Torres-Martinez Desert Cahuilla Indians, are in complete support of this Laboratory and will participate in the use of this Laboratory for our ground water testing.

Sincerely,


Arthur R. Lopez
TMDCI Tribal Chairperson

Project Tabular Workplan - Fiscal Years 1998 -1999

Program	Objective Task/Activity	Deliverable	Time frame	Staff Assigned	Hours/ Cost
Administration Building and Maintaining Administrative Capacity	1. Maintaining the established administrative infrastructure		On going	Environmental Coordinator	60/hrs \$1,500
	<i>Task 1.1: Maintaining financial, procurement, and property management systems that were established during the first year of our GAP and insure that these systems continue to meet 40 CFR 31 and OMB Circular A087 requirements.</i>			Asst. Environmental Coordinator	48 hrs/ \$864
				Administrator	120 hrs/ \$2,640
	<i>Task 1.2: Maintaining the established certified accounting system</i>			Accountant	50 hrs/ \$925
	<i>Task 1.3: Prepare final financial report</i>	Financial Report	End of Grant Year	Accountant	30 hrs/ \$555
	<i>Task 1.4: Maintaining the established record keeping systems in physical and electronic filing formats</i>			Asst. Environmental Coordinator	48 hrs/ \$864
	<i>Supplies and payroll expenses:</i>				\$1,810
	<i>Total Cost for Task 1:</i>				\$9,158
General Program Activities	2. Maintain and continue to develop the Tribal infrastructure that supports the Tribal EPA				
Building and Maintaining Environmental Capacity	<i>Task 2.1: Hire addition environmental personnel</i>				
	<i>Task 2.1.1: Develop job description for a half-time Assistant Environmental Coordinator</i>	Job Description	9/1/98	Environmental Coordinator	8 hrs/ \$200
	<i>Task 2.1.2: Notify Tribal Community of position recruitment and advertise position</i>		10/1/98	Tribal Human Resource Dept.	
	<i>Task2.1.3: Interview/Hire</i>		11/1/98	Tribal Staff and Environmental Coordinator	16 hrs/ \$400

Project Tabular Workplan - Fiscal Years 1998 -1999

Program	Objective Task/Activity	Deliverable	Time frame	Staff Assigned	Hours/ Cost
	Task 2.2: Prepare quarterly reports	Quarterly reports	1/31/98 4/30/98 7/31/98 10/31/98	Environmental Coordinator	40 hrs/ \$1,000
	Task 2.3: Prepare GAP Proposal for fiscal year 1999	Grant Proposal	1/30/99	Environmental Coordinator	40 hrs/ \$1,000
	Task 2.4: Develop and coordinate Tribal environmental protection programs		On going	Environmental Coordinator	290 hrs/ \$7,250
	Task 2.5: Purchase computer for assistant environmental coordinator			Asst. Environmental Coordinator	320 hrs/ \$5,760
	Travel expenses: EPA/Tribal Conference in San Francisco				\$2,500
	Supplies and payroll expenses:				\$1,500
	Total Cost for Task 2:				\$4,746
	3. Increase capacity of the analytical laboratory to support Tribal environmental programs				\$24,356
General Program Activities	Task 3.1: Develop additional EPA chemical methods to provide greater support of Tribal environmental programs and to increase funding for the Tribe from commercial laboratory operations.	Standard Operating Procedures	On Going	Environmental Coordinator	96 hrs/ \$2,400
Building and Maintaining Environmental Capacity	Task 3.2: Obtain State accreditation for the newly developed methods.	State Certification	When available	Environmental Coordinator	16 hrs/ \$400
	Task 3.3: Maintain laboratory quality control program		On going	Environmental Coordinator	80 hrs/ \$2,000
	Task 3.4: Maintain general laboratory operations		On going	Environmental Coordinator Asst. Environmental Coordinator	160 hrs/ \$4,000 192 hrs/ \$3,456

Project Tabular Workplan - Fiscal Years 1998 -1999

Program	Objective Task/Activity	Deliverable	Time frame	Staff Assigned	Hours/ Cost
	Task 3.5: Provide environmental testing support for current and future Tribal environmental programs		On going	Environmental Coordinator	80 hrs/ \$2,000
	Task 3.6: Research potential sources of laboratory revenue		On going	Asst. Environmental Coordinator	160 hrs/ \$2,880
				Environmental Coordinator	80 hrs/ \$2,000
				Asst. Environmental Coordinator	160 hrs/ \$2,880
	Travel expenses: AOAC Conference in Montreal, Canada				\$2,500
	Payroll expenses:				\$5,284
	Total Cost for Task 3:				\$27,300
Clean Water Act Activities	4. Develop programs to assess and protect Tribal groundwater resources				
	Task 4.1: Evaluate water quality data that were compiled from currently available sources.		On going	Environmental Coordinator	50 hrs/ \$1,250
	Task 4.2: Identify and assess opportunities for water quality protection.		End of Granting Period	Environmental Coordinator	80 hrs/ \$2,000
				Asst. Environmental Coordinator	120 hrs/ \$2,160
	Task 4.2.2: Determine the most advantageous location for water monitoring wells that are to be constructed from CWA Section 106 funds awarded to the Coachella Valley Water Consortium in which the Tribe is an active member.		End of Granting Period	Environmental Coordinator	50 hrs/ \$1,250
	Task 4.3: Locate and map well locations conjunction with GIS software		End of Granting Period	Environmental Coordinator	50 hrs/ \$1,250
				Asst. Environmental Coordinator	50 hrs/ \$900

Project Tabular Workplan - Fiscal Years 1998 -1999

Program	Objective Task/Activity	Deliverable	Time frame	Staff Assigned	Hours/ Cost
	Task 4.3: Develop a quality assurance project plans (QAPP) for sampling groundwater on the Reservation and submit to EPA for approval.	QAP Plans	6/1/98	Environmental Coordinator	50 hrs/ \$1,250
	Task 4.3.1: Perform water sampling and prepare samples for submission to laboratory for analysis.			Asst. Environmental Coordinator	120 hrs/ \$2,160
	Task 4.3.2: Evaluate groundwater monitoring data			Environmental Coordinator	50 hrs/ \$1,250
	Task 4.4: Develop a wellhead protection program.	Draft of Wellhead Protection Program	End of granting period	Environmental Coordinator	80 hrs/ \$2,000
					\$3,412
					\$17,632
	Payroll expenses: Total Cost for Task 4:				
Clean Water Act Activities	5. Develop programs to assess and protect Tribal surface water resources			Environmental Coordinator	80 hrs/ \$2,000
	Task 5.1: Evaluate water quality data that were compiled from currently available sources.		On going	Environmental Coordinator	80 hrs/ \$2,000
	Task 5.2: Identify and assess opportunities for surface water quality protection		On going	Environmental Coordinator	50 hrs/ \$1,250
	Task 5.3: Develop a quality assurance project plans (QAPP) for sampling surface water in the Coachella Valley Stormwater channel	QAP Plans	6/1/98	Environmental Coordinator	130 hrs/ \$2,340
	Task 5.3.1: Perform water sampling using GPS in conjunction with GIS software to accurately determine location of sampling sites			Asst. Environmental Coordinator	50 hrs/ \$1,250
	Task 5.3.2: Evaluate surface water monitoring data			Environmental Coordinator	

Project Tabular Workplan - Fiscal Years 1998 -1999

Program	Objective Task/Activity	Deliverable	Time frame	Staff Assigned	Hours/ Cost
	Task 5.4: Develop a surface water management program.	Draft of Water Management Program	End of FY98	Environmental Coordinator	80 hrs/ \$2,000
				Asst. Environmental Coordinator	80 hrs/ \$1,440
	Payroll expenses: Total Cost for Task 5:				\$3,068 \$15,348
Administration	6. Identify funding to establish and maintain Tribal environmental infrastructure		On going	Environmental Coordinator	50 hrs/ \$1,250
	Task 6.1: Develop pre-qualification materials to support submission of proposal for CWA Section 106 funding			Asst. Environmental Coordinator	48 hrs/ \$864
	Task 6.2: Develop grant proposal for CWA Section 106 Water Protection program	Draft of Proposal	End of FY98	Environmental Coordinator	40 hrs/ \$1,000
	Task 6.2: Develop capability for performing pesticide screening that is certified by the State of California	ELAP Certification	12/31/98	Environmental Coordinator	40 hrs/ \$1,000
	Task 6.3: Write consortium GAP proposal to establish a Coachella Valley Indian Watershed Protection Agency		9/1/98 On going	Environmental Coordinator	20 hrs/ \$500
				Asst. Environmental Coordinator	81 hrs/ \$1,458
	Payroll expenses: Total Cost for Task 6:				\$1,512 \$7,584
Total Budget for Fiscal Year 1998:				\$101,378	

**CERTIFICATION REGARDING DEBARMENT, SUSPENSION,
AND OTHER RESPONSIBILITY MATTERS**

The prospective participant certifies to the best of its knowledge and belief that it and its principals:

- (a) Are not presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transactions by any Federal department or agency;
- (b) Have not within a 3-year period preceding this proposal been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State, or local) transaction or contract under a public transaction; or violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property;
- (c) Are not presently indicted for or otherwise criminally or civilly charged by a government entity (Federal, State, or local) with commission of any of the offenses enumerated in paragraph (b) of this certification; and
- (d) Have not within a 3-year period preceding this application or proposal had one or more public transactions (Federal, State, or local) terminated for cause or default.

I understand that a false statement on this certification may be grounds for rejection of this proposal or termination of the award. In addition, under 18 USC Sec. 1001, a false statement may result in a fine of up to \$10,000 or imprisonment for up to 5 years, or both.

Dean Mike, Tribal Chairman

Type Name and Title of Authorized Representative

Dean Mike 06.29.98
Signature of Authorized Representative Date

Or, alternatively, state:

I am unable to certify to the above statement. My explanation is attached.



Twenty-Nine Palms Band of Mission Indians

Tribal Environmental Protection Agency

June 30, 1998

Nancy Sockabasin
U.S. EPA Region 9
Indian Programs Office
75 Hawthorne Street (CMD-3)
San Francisco, CA 94105-3901

Dear Ms. Nancy Sockabasin:

Enclosed is our Application for Federal Assistance package that includes an original and a copy of SF-424A, original signed assurances, a budget justification, and a revised workplan. Based on your comments, the workplan was revised as follows:

- **Task 1:** Time sheets will be maintained for the environmental coordinator and the assistant coordinator. The amount of time budgeted for this task was reduced.
- **Task 2.2:** Quarterly reports will be prepared for their timely submission to EPA.
- **Task 3:** The laboratory is not being used to provide financial gain to the Tribe. Any "profits" from laboratory activities is returned to the Tribal EPA for sustaining and developing Tribal environmental programs. A Tribal resolution concerning this matter could be provided upon request. I have eliminated all requests for laboratory equipment under this GAP application.
- **Task 4:** A QAPP will be prepared and submitted to EPA for approval. Until approval is obtained, no environmental measurements will be taken.
- **Task 6:** Tasks 6.2 and 6.3 have been replaced with two new task designed to procure future funding for supporting environmental activities.

The budget has also been revised. I have reduced the environmental coordinator time to 80% and have increased the assistant environmental coordinator time from 50% to 80%. The hourly rates were increased to \$25/hr and \$18/hr, respectively. Since a GPS is already available from two Tribes in the Coachella Valley Water Consortium, it was deleted from our budget and replaced with a computer for the assistant environmental assistant. As mentioned above, the autoclave for the laboratory was removed from the budget. A contractual budget is no longer required for this fiscal year because the proposed contractual tasks are being funded under the Water Consortium CWA 106 grant (I did not know this when I first wrote our proposal).

Phone: 760-775-4227

Fax: 760-775-3627

tribal-epa@worldnet.att.net

46-200 Harrison Place, Coachella, California 92236